



A handwritten signature in black ink, appearing to read "1725" and "Donna B. Vandenberg".

ATTORNEY'S DOCKET NO. 1095-1068.1 PATENTS

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

) Examiner: McCarry

)

Robert V. Norby and René Hunziker

) Group Art Unit: 1725

)

Serial No.: 09/933,527

) Certificate Under 37 CFR 1.8(a)

) I hereby certify that this correspondence is being deposited
with the United States Postal Service as first class mail in
an envelope addressed to: Assistant Commissioner for
Patents, Washington, D.C. 20231
on Tuesday, September 28, 2004

)

Patent: Rail Welderhead Shear Apparatus

A handwritten signature in black ink, appearing to read "1725" and "Donna B. Vandenberg".

(Signature)

Donna B. Vandenberg

(Printed Name)

Commissioner of Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

AMENDMENT AND RESPONSE

Responsive to the Office Action of June 28, 2004, Applicants respond as follows:

IN THE CLAIMS

Please cancel claims 1 - 5, 8 - 15, 20 and 21 without prejudice.

Please amend claims 6, 7 and 18 as indicated below.